

### REMARKS

Claims 1 and 3-22 are pending in the present application. Claim 2 is cancelled. Claims 1 and 8 are amended. Claims 2-7 remain in the application unchanged. Claims 9-22 are new.

In the Final Office Action mailed August 20, 2007, claims 1-8 were rejected under 35 U.S.C. § 102(e). The Applicant appealed the decision, and the Decision On Appeal (the "Decision") was issued by the Board of patent Appeals and Interferences on March 2, 2010. The period for timely reply expires on Monday, May 3, 2010.

In the Decision, the rejections of claims 1 and 3-8 were upheld. The rejection of claim 2 was reversed.

Independent claims 1 and 8 have been amended herein to incorporate the limitations of claim 2, thereby overcoming the rejections under 35 U.S.C. § 102(e) in view of Ryan (US 6,173,274). Claims 3-7 depend from now-allowable independent base claim 1, and are therefore also believed allowable. Claims 9-22 are new, and mirror the independent method claims in both computer readable medium form and system form, and are believed allowable on the same basis as claims 1 and 2-8.

Reconsideration of the present application is respectfully requested in view of the Decision, these remarks, and the claim amendments.

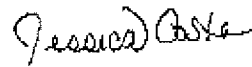
**CONCLUSION**

The Applicant therefore respectfully requests reconsideration and withdrawal of the 35 U.S.C. § 103(a) rejections of claims 1 and 3-22.

The Examiner is invited to call the undersigned in the event that a telephone interview may assist in the advancement of the prosecution of this application.

Respectfully Submitted,

Date: May 3, 2010



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